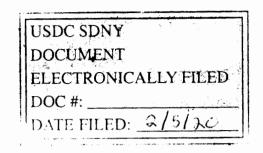
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February 5, 2020

VIA ECF

Honorable Laura Taylor Swain U.S. District Judge Daniel Patrick Moynihan United States Courthouse 500 Pearl Street New York, New York 10007

MEMO ENDORSED

Re:

Adler v. Solar Power, Inc., et al.

Case No. 16-CV-01635 (LLS)(GWG)

Dear Judge Swain:

My office represents the corporate defendants (collectively, "SPI") in connection with the above matter. I submit this letter on behalf of SPI to request an adjournment of the Show Cause hearing scheduled for February 7, 2020. This is SPI's third request for an adjournment of the hearing.

Pursuant to the Order to Show Cause signed by the Court on October 25, 2019, SPI's Chairman of the Board, Xiaofeng Peng ("Peng"), is required to be in attendance at the hearing. However, because Peng has had limited involvement in this matter, and because he does not speak English fluently, SPI would like its in-house counsel Jamie Zhang ("Zhang") to also be present for the hearing. Notably, Zhang, who speaks English fluently, has been involved in this matter from the outset and has more relevant knowledge about the subject of the hearing than Peng. However, Zhang, resides and works in China and is unable to travel to the United States due to the recent travel restriction imposed as a result of the coronavirus outbreak in China.

SPI recognizes that in the Court's order dated January 8, 2020 (NYSCEF Doc. No. 195), the Court advised there would be no further adjournments of the hearing. However, due to the aforementioned unforeseen circumstances, SPI respectfully requests that the Court make an exception and grant an adjournment of the hearing.

To be transparent, SPI would also like to advise the Court that since January 8, 2020, SPI has not yet been able to make the full settlement payment agreed upon by the parties. At this time, SPI has paid 64% of the principal settlement amount (not including any accrued late payment penalties under the parties' settlement agreement). SPI anticipates making full payment, including any accrued late payment penalties, by March 2, 2020.

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Honorable Laura Taylor Swain February 5, 2020 Page 2

For the foregoing reasons, SPI respectfully requests that the Court grant an adjournment of the hearing to any date after March 2, 2020 and after the travel restriction from China to the United States has been lifted.

SPI thanks the Court for its time and attention to this application.

Respectfully submitted,

*Kuuku Minnah-⊘onkoh*Kuuku Minnah-Donkoh

cc: Roger Marion, Esq. (via ECF)

The regrest for adjournment of the hearing is denied.

Unless the parties stipulate otherwise, the hearing mill

go forward on Friday 7 February 2020 at 11:00 AM In

Construor 17C. Mr Perg must be present and Defondants

nuss awarge for the services 3 a qualified interpreter

(contact the Courts Interpreter Unit immediately the

u recommendation). In-house coursed 2 hang may participate
by telephone (contact the Countrorm Deputy at 212 805 0424;

for dial-in information).

SO ORDERED:

HON. LAURA TAYLOR SWAIN UNITED STATES DISTRICT JUDGE